

REMARKS

Claims 1, 2, 4, 5, 7, 8, and 11-26 were pending prior to this amendment. Claims 1, 2, 4, 5, 7, 12, 15, 16, 19, 21, 23, and 26 have been amended. Claims 24 and 25 have been cancelled. New claims 27 and 28 have been added. Applicant requests reconsideration and allowance of all pending claims.

Telephone interviews

A telephone interview between Attorney Michael Cofield and Examiner Villecco was conducted on October 24, 2007. During the telephone interview, the Examiner suggested claim amendments that overcome the cited art. Applicant thanks the Examiner for the suggestions.

A follow up telephone interview was conducted between Attorney Michael Cofield and Examiner Villecco on November 5, 2007. During that telephone interview, the Examiner confirmed that at least the features of “a document platform to support a document”, “a light source to generate light for reflecting from the document” and “a driving mechanism to drive movement of one or more components of the optical scanner, said driving of the one or more components to control which portion of the document reflects the light”, in combination with other features of claim 1, are allowable over the cited art of record.

To clarify the record, Applicant notes that the telephone interviews included Attorney Michael Cofield, not Mr. DeFrank as indicated in the Interview Summary mailed on October 24, 2007. To further clarify the Interview Summary, the interview dates were October 24, 2007 and November 5, 2007. To further clarify the Interview Summary, Applicant argued that at least FIG. 2, along with the corresponding description, supports the rejected claim features, either explicitly or implicitly.

Claim Rejections - 35 U.S.C. § 112

The examiner rejected claims 1, 2, 4, 5, 7, 8, and 11-26 under 35 U.S.C. § 112, first paragraph as failing to comply with the written description requirement.

Applicant traverses the rejection because the rejected claim features are supported by the present specification. *See* at least FIG. 2. However, in the interest of furthering prosecution Applicant has amended claims 1, 4, 7, and 12 according to the Examiner’s suggestion. It is

believed that the amendments to the independent claims 1, 4, 7, and 12 put the dependent claims 2, 5, 8, 11, 13-23, and 26 in condition for allowance. Claims 24 and 25 have been cancelled.

Claim Rejections - 35 U.S.C. § 102

The examiner rejected claims 1, 2, 4, 5, 11-14, 16, 17, 19, and 20 under 35 U.S.C. § 102(e) over Hayakawa et al. (U.S. Patent No. 6,130,993).

Although Applicant disagrees with the present rejection, for purposes of expediting prosecution Applicant has amended claims 1, 4, and 12 according to the Examiner's suggestion during the October 24, 2007 telephone interview. As mentioned above in the interview summary, the Examiner indicated that the amended claim features, in combination with other features of claim 1, are allowable over the cited art of record. Thus, claim 1 should be allowed. Claims 4 and 12 have been amended to include similar features and thus should be allowed for at least similar reasons. Dependent claims 2, 5, 11, 13, 14, 16, 17, 19, and 20 include the same features as their respective base claims, and thus should be allowed for at least similar reasons.

The Office Action Summary indicates that claims 7, 8, and 21-22 were rejected; however, no specific basis was provided for rejection these claims. Regardless, claim 7 now includes similar features as claim 1, and thus should be allowed for at least similar reasons. Dependent claims 7, 8, and 21-22 include the same features as their base claims, and thus should be allowed for at least similar reasons.

Claim Rejections - 35 U.S.C. § 103

The examiner rejected claims 15, 18, and 24-26 under 35 U.S.C. § 103(a) over Hayakawa et al. (U.S. Patent No. 6,130,993).

Claims 15, 18, and 26 include the same features as their respective base claims, and thus should be allowed for at least similar reasons. Claims 24 and 25 have been cancelled.

New claims

New claims 27 and 28 have been added. Support for the newly added claims can be found in at least FIGS. 2 and 3 of the present specification.

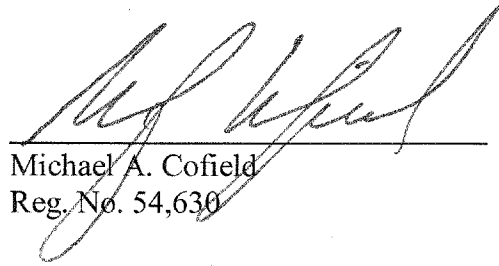
Conclusion

For the foregoing reasons, reconsideration and allowance of all pending claims is requested. The Examiner is encouraged to telephone the undersigned at (503) 224-2170 if it appears that an interview would be helpful in advancing the case.

Customer No. 73552

Respectfully submitted,

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A handwritten signature in dark ink, appearing to read "Michael A. Cofield", is written over a horizontal line.

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